

PROPOSING AMENDMENT TO SUBSECTION (a), SECTION 20, ARTICLE XVI OF THE CONSTITUTION OF TEXAS, RELATIVE TO THE MANUFACTURE AND SALE OF VINOUS OR MALT LIQUORS.

H. J. R. No. 43.]

HOUSE JOINT RESOLUTION.

Proposing an Amendment to Subsection (a), of Section 20, Article XVI, of the Constitution of Texas, providing that vinous or malt liquors of not more than three and two-tenths per cent (3.2%) alcoholic content by weight shall not be prohibited by said Section; providing that the Amendment shall be self-enacting; authorizing the Legislature to provide other regulations; providing for the submission of such Amendment to the voters; for the proclamation and publication thereof, and making an appropriation for the expenses of such election.

*Be it resolved by the Legislature of the State of Texas:*

SECTION 1. That Subsection (a), of Section 20, of Article XVI, of the Constitution of Texas, be amended so as to hereafter read as follows:

“(a). The manufacture, sale, barter or exchange in the State of Texas of spirituous, vinous or malt liquors or medicated bitters capable of producing intoxication, or any other intoxicant whatever except vinous or malt liquors of not more than three and two-tenths per cent (3.2%) alcoholic content by weight (except for medicinal, mechanical, scientific or sacramental purposes) are each and all hereby prohibited. The Legislature shall enact laws to enforce this Section, and may from time to time prescribe regulations and limitations relative to the manufacture, sale, barter, exchange or possession for sale of vinous or malt liquors of not more than three and two-tenths per cent (3.2%) alcoholic content by weight; provided the Legislature shall enact a law or laws whereby the qualified voters of any county, justice’s precinct, town or city may, by a majority vote of those voting, determine from time to time whether the sale for beverage purposes of vinous or malt liquors containing not more than three and two-tenths per cent (3.2%) alcohol by weight shall be prohibited within the prescribed limits; and provided further that in all counties in the State of Texas and in all political subdivisions thereof, wherein the sale of intoxicating liquors had been prohibited by local option elections held under the laws of the State of Texas and in force at the time of the taking effect of Section 20, Article 16, of the Constitution of Texas, it shall continue to be unlawful to manufacture, sell, barter or exchange in any such county or in any such political subdivision thereof, any spirituous, vinous or malt liquors or medicated bitters, capable of producing intoxication or any other intoxicant whatsoever, unless and until a majority of the qualified voters in said county or

political subdivision thereof voting in an election held for such purpose shall determine it to be lawful to manufacture, sell, barter and exchange in said county or political subdivision thereof vinous or malt liquors containing not more than three and two-tenths per cent (3.2%) alcoholic content by weight, and the provision of this subsection shall be self enacting."

SEC. 2. The foregoing Amendment to the Constitution shall be submitted to a vote of the qualified electors of this State at an election to be held throughout the State on the fourth Saturday in August, 1933. At this election all voters favoring the proposed Amendment shall write or have printed on their ballot the following words: "For the Amendment to the Constitution of Texas, authorizing the sale of vinous or malt liquors of not more than three and two-tenths per cent (3.2%) alcoholic content by weight." Those voters opposing said proposed Amendment shall write or have printed on their ballot the following words: "Against the Amendment to the Constitution of Texas, authorizing the sale of vinous or malt liquors of not more than three and two-tenths per cent (3.2%) alcoholic content by weight."

SEC. 3. The Governor of the State of Texas is hereby directed to issue the necessary proclamation for such election and to have same published as required by the Constitution and Amendments thereto.

SEC. 4. The sum of Five Thousand Dollars (\$5,000.00), or so much thereof as may be necessary, is hereby appropriated out of any funds of the State of Texas not otherwise appropriated to pay the expenses of such election.

[NOTE.—H. J. R. No. 43 passed the House, April 14, 1933, by a vote of 134 yeas, 6 nays; House concurred in Senate amendment, April 29, 1933, by a vote of 104 yeas, 7 nays; passed the Senate, with amendment, April 27, 1933, by a vote of 30 yeas, 0 nays.]

Filed in the Department of State, May 11, 1933, with the Governor's signature.

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STATE AUDITOR AUTHORIZED TO AUDIT INVEST-  
MENTS AND SECURITIES HELD FOR PERMANENT  
SCHOOL FUND BY THE STATE OF TEXAS.

S. C. R. No. 65.]

SENATE CONCURRENT RESOLUTION.

WHEREAS, the Legislature of this State in the general appropriation act for State Departments, Chapter 286, Acts Reg-